

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re: AKORN HOLDING COMPANY LLC, <i>et al.</i> , ¹ Debtors.	Chapter 7 Case No. 23-10253 (KBO) (Jointly Administered)
GEORGE MILLER, Chapter 7 Trustee of the bankruptcy estates of Akorn Holding Company LLC, <i>et al.</i> , Plaintiff, v. CENCORA, INC. f/k/a AMERISOURCEBERGEN DRUG CORPORATION, MWI VETERINARY SUPPLY CO., Defendants.	Adv. Proc. No. 24-50043 (KBO)

CERTIFICATION OF COUNSEL REGARDING PROPOSED SCHEDULING ORDER

The undersigned counsel to Plaintiff, George L. Miller, Chapter 7 Trustee for the bankruptcy estates of Akorn Holding Company LLC, Akorn Intermediate Company LLC, and Akorn Operating Company LLC (collectively, the “**Debtors**”) hereby certifies that:

1. Plaintiff filed its complaint against Defendants on April 15, 2024 (the “**Complaint**”) [Adv. Docket No. 1] in the United States Bankruptcy Court for the District of Delaware (the “**Court**”).

¹ The Debtors in these Chapter 7 Cases, along with the last four digits of each Debtor’s federal tax identification number, are: Akorn Holding Company LLC (9190); Akorn Intermediate Company LLC (6123) and Akorn Operating Company LLC (6184). The Debtors’ headquarters was located at 5605 CenterPoint Court, Gurnee, Illinois 60031.

2. On April 17, 2024, the Court issued the summons to the Complaint [Adv. Docket No. 8], which schedules the pretrial conference for June 5, 2024 at 9:30 a.m. (prevailing Eastern Time).

3. In accordance with Local Rule 7016-1, beginning on May 29, 2024, counsel for the Plaintiff and Defendants conferred regarding Plaintiff's proposed form of scheduling order (the "**Scheduling Order**"). Based on their discussions, the parties have agreed to the Scheduling Order.

WHEREFORE, pursuant to Local Rule 7016-1(d), Plaintiff respectfully requests that the Scheduling Order, attached hereto as **Exhibit A**, be entered at the earliest convenience of the Court.

Dated: June 3, 2024

SAUL EWING LLP

By: /s/ Evan T. Miller
Evan T. Miller (DE Bar No. 5364)
Paige N. Topper (DE Bar No. 6470)
1201 N. Market Street, Suite 2300
Wilmington, DE 19801
Telephone: (302) 421-6800
evan.miller@saul.com
paige.topper@saul.com

and

Michelle G. Novick (admitted pro hac vice)
161 North Clark Street, Suite 4200
Chicago, IL 60601
Telephone: (312) 876-7899
michelle.novick@saul.com

and

Turner N. Falk (admitted pro hac vice)
1500 Market Street, 38th Floor
Philadelphia, PA 19102
Telephone: (215) 972-8415
turner.falk@saul.com

Counsel to Plaintiff